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FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

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Apr 05, 2023

SEAN F. MCVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

UNION GOSPEL MISSION OF  
YAKIMA, WASH.,

Plaintiff,

vs.

ROBERT FERGUSON, et al.

Defendants.

No. 1:23-CV-3027-MKD

ORDER GRANTING IN PART  
STIPULATED MOTION FOR  
BRIEFING SCHEDULE AND TO  
EXCEED PAGE LIMITS

**ECF No. 12**

Before the Court is the parties' Stipulated Motion for Briefing Schedule and to Exceed Page Limits, ECF No. 12. The Court has reviewed the motion and the record and is fully informed. For the reasons detailed below, the Court grants in part and denies in part the parties' stipulated motion.

Defendants moved to dismiss the case in its entirety. ECF No. 11.

Defendants filed their motion on March 29, 2023, and requested oral argument to be heard on May 31, 2023, at 9:00 a.m. ECF No. 11. The Court scheduled a motion hearing for that date and time. Plaintiff advised the Court it intends to file a

ORDER - 1

1 motion for preliminary injunction today and requested that it be heard in  
2 conjunction with Defendants' pending motion. ECF No. 12 at 2. The Court  
3 anticipates hearing argument on both motions on May 31, 2023.

4 The parties have conferred about the motion practice, response times, and  
5 response limitations and filed a proposed schedule. ECF No. 12 at 2-3. The  
6 parties request leave to file overlength briefs related to the motion for preliminary  
7 injunction because they intend to address the merits of Plaintiff's constitutional  
8 claims. ECF No. 12 at 3. LCivR 7(f)(2) generally limits nondispositive motions  
9 and responses to 10 pages. The parties seek leave to file a 20-page motion and a  
10 20-page response. ECF No. 12 at 3. Given the parties' representation regarding  
11 Plaintiff's argument, the Court grants the parties requests to file overlength filings  
12 with respect to the motion for preliminary injunction. The Court sets the following  
13 briefing schedule:

<b>Filing</b>	<b>Deadline</b>	<b>Page Limit</b>
Plaintiff's Response to Defendants' Motion to Dismiss	April 26, 2023	20
Defendants' Reply in Support of Defendants' Motion to Dismiss	May 10, 2023	10
Plaintiff's Motion for Preliminary Injunction	April 5, 2023	20
Defendants' Response to Plaintiff's Motion for Preliminary Injunction	April 26, 2023	20
Plaintiff's Reply in Support of Motion for Preliminary Injunction	May 10, 2023	10

1 Accordingly, **IT IS ORDERED:**

2 1. The parties' Stipulated Motion for Briefing Schedule and to Exceed  
3 Page Limits, **ECF No. 12**, is **GRANTED in part and DENIED in**  
4 **part** in the manner stated above.

5 2. No further extensions shall be granted without the Court's leave and  
6 upon a showing of good cause.

7 **IT IS SO ORDERED.** The District Court Executive is directed to file this  
8 order and provide copies to counsel.

9 DATED April 5, 2023.

10 *s/Mary K. Dimke*  
11 MARY K. DIMKE  
12 UNITED STATES DISTRICT JUDGE  
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